

**REGULAR MEETING OF THE COMMON COUNCIL
OF THE CITY OF PLATTSBURGH, NEW YORK**

March 25, 2010

5:30 P.M.

MINUTES

Present: Councilors Tim Carpenter (W1), Michael Kelly (W2), George Rabideau (W3), Jim Calnon (W4), Amy Valentine (W5), Chris Jackson (W6)

Absent: Mayor Kasprzak

1. MINUTES OF THE PREVIOUS MEETING:

RESOLVED: that the Minutes of the regular meeting of the Common Council held on March 18, 2010 are approved and placed on file among the public records of the City Clerk's Office.

By Councilor Valentine; Seconded by Councilor Carpenter
Roll call: Councilors Carpenter, Kelly, Rabideau, Calnon, Valentine, Jackson
(All voted in the affirmative)

2. PAYROLLS OF VARIOUS DEPARTMENTS:

RESOLVED: That the payrolls of the various Departments of the City of Plattsburgh for the week ending March 24, 2010 in the amount of \$ 238,109.83 are authorized and allowed and the Mayor and the City Clerk are hereby empowered and directed to sign warrants drawn on the City Chamberlain for the payment thereof.

By Councilor Kelly; Seconded by Councilor Rabideau
Roll call: Councilors Carpenter, Kelly, Rabideau, Calnon, Valentine, Jackson
(All voted in the affirmative)

3. REPORTS OF CITY OFFICES & COMMITTEE REPORTS:

- Report of Fire and Ambulance Responses for the week of March 18 – March 24, 2010
- Report from the Building Inspector's Office from January 25 – March, 22, 2010
- Statement of cash receipts from the Library from February 1 – February 28, 2010

RESOLVED: That the reports as read are hereby ordered, received and placed on file among the public records of the City Clerk's Office.

By Councilor Valentine; Seconded by Councilor Carpenter
Roll call: Councilors Carpenter, Kelly, Rabideau, Calnon, Valentine, Jackson
(All voted in the affirmative)

4. CORRESPONDENCE & RECOMMENDATIONS FROM BOARDS:

- Correspondence from Richard Perry, Building Inspector regarding formal acceptance of ADK Electrical Inspections to conduct business within the City of Plattsburgh.

5. AUDIT OF CLAIMS:

RESOLVED: That the bills approved by the Auditing Committee of the Common Council in the amount of \$ 791,935.34 are authorized and allowed and the Mayor and City Clerk (where required) are hereby authorized and directed to sign warrants drawn on the City Chamberlain for the payment thereof.

By Councilor Jackson; Seconded by Councilor Kelly
Roll call: Councilors Carpenter, Kelly, Rabideau, Calnon, Valentine, Jackson
(All voted in the affirmative)

6. PERSONS ADDRESSING COUNCIL:

Bob Shambo 34 Lorraine Street and a member of Champlain Valley Right to Life. He was a little dismayed when he read in the paper that one of the Alderman thought it was necessary to tell them to behave themselves and treat the people with respect. He doesn't know on what he based this if it is on passed performance or he thinks it is based on rumors and horror stories that Planned Parenthood has spread about them. He knows he is supposed to address the whole council and note one individual but he is assuming if one educated member of the council can be mislead by these people and either swallowed it or joined them in their lies he doesn't know what it is. But in any case he assumes that if he was mislead then a lot of people including the general public could be mislead. He has been attending this service on Good Friday ever since it was initiated and he has been in attendance more than anybody in the daily praying for the unborn babies except for the Gaffney's so he is speaking from experience not hear say. He can tell you that no one has been mistreated or insulted or called "baby-killers" or anything of the other list of things that Planned Parenthood says they do. He thinks they are trying to defend their position of killing babies by making them look bad. You can take his word for it that their has been no intimidation by their members and this is first hand not hear say.

Jodi Powell 245 Kent Hall on Plattsburgh State campus and here representing Club Carribean Group regarding the street jam to be held on April 3rd however they are asking if the 3rd doesn't work out to hold it on Saturday, April 24th. The street jam is a cultural event and they take over Rugar Street for a few hours and it is open to all the campus and general public and they come out to see what they do in the Carribean when it is a festive time and it is a fabulous event and always well supported by the campus and others out side the campus as well.

Sister Barbara Langlois wants to second what Bob Shambo said she has been there for 2 years 4 days a week sometimes 5. They are not the ones who are throwing out dirt they are receiving it. She doesn't mind receiving it but she thinks the truth should be known. They are fighting for life our most precious natural resource and we are tearing them apart. So she seconds what he said I am with him.

7. OTHER ITEMS:

A. RESOLVED: In accordance with the request therefore the Common Council approves request from Fire Chief Paul Williams that Mayor be authorized to sign the Training Director Agreement with Dan Collins.

By Councilor Jackson; Second by Councilor Carpenter

Discussion: None

Roll call: Councilors Carpenter, Kelly, Rabideau, Calnon, Valentine, Jackson

(All voted in the affirmative)

ACTION TAKEN: Adopted

Follow up Action: None

B. RESOLVED: In accordance with the request therefore the Common Council approves Bill Treacy, Manager MLD to advertise for sealed bid for PMLD BID NO.2010-3-2 “2000 KVA dual voltage padmount transformer.” Bid Opening Date: April 27, 2010 at 11:00 am.

By Councilor Kelly; Second by Councilor Valentine

Discussion: None

Roll call: Councilors Carpenter, Kelly, Rabideau, Calnon, Valentine, Jackson

(All voted in the affirmative)

ACTION TAKEN: Adopted

Follow up Action: None

C. RESOLVED: In accordance with the request therefore the Common Council approves Bill Treacy, Manager MLD to advertise for sealed bid for PMLD BID NO. 2010-3-3 “One-man Aerial Bucket Truck with line service body.” Bid Opening Date: April 27, 2010 at 11:00 am.

By Councilor Kelly; Second by Councilor Jackson

Discussion: None

Roll call: Councilors Carpenter, Kelly, Rabideau, Calnon, Valentine, Jackson

(All voted in the affirmative)

ACTION TAKEN: Adopted

Follow up Action: None

D. RESOLVED: In accordance with the request therefore the Common Council approves Bill Treacy, Manager MLD to write-off unpaid final bills from March 1, 2009 to March 31, 2009 in the total amount of \$4,326.48. The percentage of write-offs for this period is .20%.

By Councilor Kelly; Second by Councilor Jackson

Discussion: None

Roll call: Councilors Carpenter, Kelly, Rabideau, Calnon, Valentine, Jackson

(All voted in the affirmative)

ACTION TAKEN: Adopted

Follow up Action: None

E. RESOLVED: In accordance with the request therefore the Common Council approves the City Chamberlain to adjust the 2010 Budget to provide for the repair of three police vehicles damaged in collisions and recognize the revenue from the related insurance recoveries.

By Councilor Jackson; Second by Councilor Valentine

Discussion: None

Roll call: Councilors Carpenter, Kelly, Rabideau, Calnon, Valentine, Jackson

(All voted in the affirmative)

ACTION TAKEN: Adopted

Follow up Action: None

F. RESOLVED: In accordance with the request therefore the Common Council approves Club Caribbean to hold a “Street Jam Carnival” on April 3, 2010 from 12:00 – 3:00 p.m. on Rugar Street.

By Councilor Rabideau; Second by Councilor Carpenter

Discussion: None

Roll call: Councilors Carpenter, Kelly, Rabideau, Calnon, Valentine, Jackson

(All voted in the affirmative)

ACTION TAKEN: Adopted

Follow up Action: None

G. RESOLVED: In accordance with the request therefore the Common Council approves Plattsburgh Earth Week Committee to use the Farmer's Market Pavilion off Durkee Street in downtown Plattsburgh for an Earth Week Celebration on Saturday, April 17th, from 9:00 am until 4:00 pm.

By Councilor Kelly; Second by Councilor Valentine

Discussion: None

Roll call: Councilors Carpenter, Kelly, Rabideau, Calnon, Valentine, Jackson

(All voted in the affirmative)

ACTION TAKEN: Adopted

Follow up Action: None

H. THE MAYOR HANDS DOWN THE APPOINTMENT OF POLICE OFFICER TO JOEL VASSAR EFFECTIVE MARCH 26, 2010 PENDING THE SUCCESSFUL COMPLETION OF A ONE YEAR PROBATIONARY PERIOD.

Discussion: None

Roll call: Councilors Carpenter, Kelly, Rabideau, Calnon, Valentine, Jackson

(All voted in the affirmative)

ACTION TAKEN: Adopted

Follow up Action: None

I. THE MAYOR HANDS DOWN THE APPOINTMENT OF POLICE OFFICER TO BRYAN CARON EFFECTIVE MARCH 26, 2010 PENDING THE SUCCESSFUL COMPLETION OF A ONE YEAR PROBATIONARY PERIOD.

Discussion: None

Roll call: Councilors Carpenter, Kelly, Rabideau, Calnon, Valentine, Jackson

(All voted in the affirmative)

ACTION TAKEN: Adopted

Follow up Action: None

8. TRAVEL REQUEST: None

9. RESOLUTIONS FOR INITIAL CONSIDERATION:

1. Request from Bill Treacy, Manager MLD to award William J Murray, Inc. proposal for Bid No. 2010-1-1 "Evaluation of and Install Fire Alarm/Security Alarm System, Green Street" in the amount of \$67,800 based on them being able to meet PMLD specifications.
2. Request from Community Development Office to advertise for bids for the 2009 Housing Rehabilitation Program "housing rehab" for 7 projects.
3. Request from NYSEG for Construction Access Agreement permitting NYSEG to use City property for the purpose of coal tar removal from the Saranac River.

Councilor Kelly spoke with **Kevin Farrington** during the break and asked him to make sure that the people who live in that neighborhood are aware that this is happening and what will happen once the process begins. **Kevin Farrington** stated he will pass that request on. **Councilor Kelly** asked that they prefer that they don't actually place the sediment on the Pine Street side of the river. It is ok to go in there and do their thing but best not to place it on that side of the river.

Councilor Jackson (humorously) said so he wants in his ward?

Councilor Kelly answered there aren't any residences close on that side of the river in his ward.

4. Request from Jonathan Ruff, Environmental Manager to authorize the agreement from CHA to "perform structural evaluations of the Water Filtration Plant main building and sedimentation tank" for the lump sum fee of \$12,900. Funding will be from Capital Project H8320.61.
5. THE MAYOR HANDS DOWN THE RE-APPOINTMENT OF COMMISSIONER FOR THE PLATTSBURGH HOUSING AUTHORITY BOARD TO ELEANOR TART EFFECTIVE APRIL 6, 2010 AND THE TERM WILL EXPIRE ON APRIL 6, 2015.

10. NEW BUSINESS:

Councilor Jackson wanted to clarify some points there was an editorial recently in one of the local media outlets and it had to do with the \$75,000 that this Council approved for the study of how to mitigate issues down at the Water Pollution Control Plant. First thing it was referred to as the “water treatment facility” which it is not the water treatment facility is up on Hammond Lane. It is the waste water facility which is down on the lake front. The City has in the past 10 or 15 years made a lot of capital investment in improving one of the biggest “jewels” that the City has which is this access to the lake. They put in the boat basin; there is the peace point park. They have the water front parking lot unfortunately the development didn’t occur. But if you think back to what that location was like 15 years ago where you had an abandoned rail yard for all intense and purposes you had a salvage yard and you had no access to the lake. The city’s made a lot of monetary commitments to improving the “jewel.” Now this \$75,000 we approved to study to mitigate conditions at the waste water treatment plant are to actually help an industrial part of the city work in harmony with one of its most beautiful recreational assets right now. We know the sewer treatment plant has odors the purpose of this money is to figure out ways to mitigate the odors and have the industrial site work in harmony with the recreation. It is not only odor it is the actual aesthetic look of the property maybe it is a matter of putting up hedges or some type of screening. The fact that it is a waste of the state money, the state money is there the fact that Plattsburgh got its piece of that money is “kudos” to the people who went after that grant. The City managers work very hard to try an obtain these grants so the rate payers don’t have to pay extra money. So before anyone editorializes on how stupid the Council is to spend money on a project such as this they should do their homework or pay attention to Burlington something they may know about.

Councilor Valentine said that was good thanked **Councilor Jackson**.

Councilor Calnon thanked **Councilor Jackson** for his comments and he is right. He liked what he said about before someone editorializes they should do their homework and in fact the homework that was necessary in this was just getting passed the word “and.” The actual resolution said “we are going to study “the potential odor, noise and aesthetic impacts from the WPCP on waterfront redevelopment and to develop and design mitigation measures.” Apparently, Mr. Sands didn’t get past the “and” to really understand that what we are looking at was we can not allocate \$75 million to move this plant today he thinks if they could they would because it would complete the recreation area down there nicely. But given the fact that it is going to stay there it is their responsibility, we shouldn’t be ashamed or stupid for doing so we should be rewarded for trying to find ways to mitigate its impact so that we can continue the development and so people can continue to enjoy it without some of the factors that we all know are there. Frankly, he is disappointed although I probably should expect that the sound byte is mightier than the word that he didn’t take the time to finish the quotation that was in our resolution and frankly he thinks he needs to be embarrassed rather than us for not doing his job.

Councilor Kelly wanted to add that he received a couple of emails and phone calls and shared the best with all of them from Mr. Paynter. So the citizens of Plattsburgh “get it” and understand what the \$75,000 is for it is too bad Mr. Sands doesn’t.

Councilor Calnon wanted to remind everyone that the meeting next week is on Wednesday, March 31st.
Corporation Counsel John Clute sent us some information earlier about a legal issue that they may need to

make a stand on. The attorney that is representing us in that case will be in town that day so they will probably have a 15 to 20 minute session where they can get a little bit more information about that discussion. Also, **Councilor Jackson** is going to tell you that 10 minutes after the meeting adjourns there will be a MLD board of directors will be meeting.

City Clerk Keith Herkalo just wanted to make everyone aware that there is a Beekmantown High School Mardi Gras dance Friday night upstairs in the auditorium.

11. CLOSING PUBLIC COMMENTS: None

Motion to Adjourn by Councilor Jackson; Seconded by Councilor Carpenter
Roll call: Councilors Carpenter, Kelly, Rabideau, Calnon, Valentine, Jackson
(All voted in the affirmative)
MEETING ADJOURNED: 5:50 pm